

# TENNESSEE REGULATORY AUTHORITY



Ron Jones, Chairman  
Deborah Taylor Tate, Director  
Pat Miller, Director  
Sara Kyle, Director

460 James Robertson Parkway  
Nashville, Tennessee 37243-0505

October 26, 2005

Ms. Becky Gipson  
VarTec Telecom, Inc.  
2440 Marsh Lane  
Carrollton, Texas 75006

RE: Docket 05-00287: Joint Application of Comtel Telcom Assets LP, VarTec Telecom, Inc., Excel Telecommunications, Inc. and VarTec Solutions, Inc. for Consent to Transfer Assets

Dear Ms. Gipson:

In order to fully analyze the above-referenced petition, the Tennessee Regulatory Authority (TRA) requires additional information. Please provide the information requested below by November 2, 2005, and refer to this correspondence as Data Request No. 1 in the response.

1. Provide a citation to a statute, rule, or order which warrants the application's approval.
2. Have the applicants filed similar applications or notices in other states? If so, provide a listing of states and action taken.
3. Have the applicants filed a similar applications with the FCC or other federal agency? If so, list any action taken and the associated file(s) or document number(s). If a schedule to complete the review of your petition has been established by any federal agency, provide such with your response.
4. Provide the number of customers by class that VarTec Telecom, Inc. (VarTec), Excel Telecommunications, Inc. (Excel), VarTec Solution, Inc. (VarTec Solutions), and Comtel Telcom Assets LP (Comtel) have in Tennessee.
5. Will all VarTec, Excel, and VarTec Solutions customers in Tennessee be transferred to Comtel?
6. What telecommunication services will VarTec, Excel, and VarTec Solutions continue to provide under its current CCN in Tennessee after the transfer?
7. Consistent with TRA Rule 1220-4-2-.56(2) (d), provide a current customer notice or letter informing customers of the change in ownership and/or operating authority.

8. Provide copies of all current CCNs issued with the Authority for VarTec, Excel, and VarTec Solutions.
9. Confirm that petitioners will continue to operate under their present CCNs issued by the Authority and business licenses as filed with the Tennessee Secretary of State's Office.
10. Provide a current organizational chart of Comtel, VarTec, Excel, and VarTec Solutions before and after the transaction.
11. Re-file this Petition as a Joint Application between the parties or provide a signed statement from Comtel Telcom Assets LP verifying that the information contained in the Petition is true and correct to their best knowledge, information, and belief.

If you have any questions, or need further assistance, please call Carlos Black at 615-741-2904, ext. 196 or e-mail him at [Carlos.Black@state.tn.us](mailto:Carlos.Black@state.tn.us). Please respond by sending the original and 13 copies to:

Ms. Sharla Dillon, Docket Room Manager  
Tennessee Regulatory Authority  
460 James Robertson Parkway  
Nashville, TN 37243-0505

Sincerely,

A handwritten signature in black ink, appearing to read "Aster Adams". To the right of the signature, there is a small, handwritten note that says "w/ B. Black".

Aster Adams, Chief  
Competitive Markets & Policy Division

c: Mr. Jeffrey Marks, Counsel for Comtel Telcom Assets LP  
Ms. Jessica Hafer, Counsel for Comtel Telcom Assets LP

Mr. Ron Jones, Chairman  
Ms. Sharla Dillon, Docket Room Manager